

EXHIBIT 11

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA
3 WESTERN DIVISION
4 - - -
5 CORY SPENCER, AN INDIVIDUAL;)
6 DIANA MILENA REED, AN)
7 INDIVIDUAL; AND COASTAL)
8 PROTECTION RANGERS, INC.,)
9 A CALIFORNIA NON-PROFIT PUBLIC)
10 BENEFIT CORPORATION,)
11 Plaintiffs,)
12 vs.) No.: 2:16-cv-02129-SJO
13 (RAOx)
14 LUNADA BAY BOYS; THE INDIVIDUAL)
15 MEMBERS OF THE LUNADA BAY BOYS,)
16 INCLUDING BUT NOT LIMITED TO)
17 SANG LEE, BRANT BLAKEMAN, ALAN)
18 JOHNSTON AKA JALIAN JOHNSTON,)
19 MICHAEL RAE PAPAYANS, ANGELO)
20 FERRARA, FRANK FERRARA,)
21 CHARLIE FERRARA, ET AL.,)
22 Defendants.)
23 - - - - -)
24 VIDEOTAPED DEPOSITION OF
25 CATHERINE PLACEK
IRVINE, CALIFORNIA
JUNE 23, 2017
Atkinson-Baker, Inc.
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REPORTED BY: ANGELIQUE MELODY FERRIO, CSR NO. 6979
FILE NO: AB064C6

1	varies depending on the week.	11:10:35
2	Q. How about by year, there would be a number	11:10:37
3	somewhere that you can ask for it and someone could	11:10:42
4	provide exactly how many arrestees there have been	11:10:46
5	and --	11:10:49
6	MR. FLAUTT: Argumentative, calls for	11:10:49
7	speculation.	11:10:50
8	MR. FRANKLIN: If you let me finish the	11:10:51
9	question, then you can object. I would appreciate	11:10:53
10	it.	11:10:57
11	BY MR. FRANKLIN:	11:10:57
12	Q. If someone wanted to know how many arrestees	11:10:57
13	were in the City of Palos Verdes Estates jail	11:11:02
14	facility in 2016, that information could be gathered	11:11:08
15	from the booking folders?	11:11:12
16	A. You would have to contact the administrative	11:11:14
17	captain.	11:11:16
18	Q. Who is that?	11:11:17
19	A. That's currently Captain Best.	11:11:18
20	Q. And I'm just asking for your experience.	11:11:28
21	Can you estimate how many people are, have	11:11:32
22	been in detained as an arrestee in 2016 that you	11:11:37
23	observed?	11:11:42
24	A. No. I can't estimate that.	11:11:42
25	Q. Is it because there are too many?	11:11:44

1 A. Yeah. I don't know the exact number, sir. I 11:11:47
2 don't want to make assumptions. 11:11:50

3 Q. This would not be an assumption. You show up 11:11:51
4 at work every day. And so I'm asking for your best 11:11:54
5 estimate. 11:11:57

6 Are you able to give a best estimate? 11:11:57

7 MR. FLAUTT: Misstates prior testimony. She 11:12:00
8 did not say that she shows up to work every day. 11:12:02

9 THE WITNESS: I'm not sure. 11:12:04

10 BY MR. FRANKLIN: 11:12:05

11 Q. You're not sure. 11:12:05

12 You're unable to give an estimate of how many 11:12:07

13 people were detained while you worked in 2016? 11:12:10

14 MR. FLAUTT: Vague and ambiguous. 11:12:16

15 THE WITNESS: I can give you a number, sir, 11:12:17
16 but I have no idea how accurate it would be. 11:12:19

17 BY MR. FRANKLIN: 11:12:22

18 Q. I'm asking for your best estimate. I'm not 11:12:23
19 asking you to guess, but your best estimate. 11:12:25

20 A. Probably, 200 people. 11:12:30

21 Q. The estimate would be 200 people have been 11:12:35
22 detained in the City jail in 2016; is that fair? 11:12:39

23 A. No. That's not what you asked me. You asked 11:12:44
24 when I was there. 11:12:47

25 Q. So, you think 200 people over ten years? 11:12:47

1 A. No. From when I was there within that past 11:12:50
2 year is what you asked me, sir. 11:12:53

3 Q. So your estimate, the caveat is someone could 11:12:55
4 have been there outside of your shift or have been 11:12:58
5 days that you weren't working; is that why you're 11:13:02
6 qualifying the 200? 11:13:04

7 A. Correct. 11:13:05

8 Q. So, it could be more, but those would be 200 11:13:06
9 that you estimate while you were working? 11:13:10

10 A. Correct. 11:13:13

11 Q. And if you were working, would you have been 11:13:17
12 the one that processed those 200 people? 11:13:28

13 A. It depends on which duty I was assigned to 11:13:30
14 that day. 11:13:33

15 Q. If you were assigned to dispatch, if you were 11:13:33
16 assigned to jail duty, would you have been one to 11:13:37
17 process them? 11:13:41

18 A. If they came in on my shift, yes. 11:13:42

19 Q. For 2016 for the 200 people that you estimate 11:13:44
20 were detained during your shifts, can you estimate 11:13:58
21 how many were residents of Palos Verdes Estates? 11:14:03

22 A. I have no idea. 11:14:06

23 MR. FLAUTT: Calls for speculation, not 11:14:07
24 reasonably calculated to lead to the discovery of 11:14:09
25 admissible evidence. 11:14:12

1	BY MR. FRANKLIN:	11:14:13
2	Q. You have no way of remembering that?	11:14:13
3	A. No.	11:14:16
4	Q. But the booking folders would be able to	11:14:17
5	gather that information from there; is that fair to	11:14:23
6	say?	11:14:26
7	A. Yes.	11:14:26
8	Q. And of the 200 people that were detained in	11:14:27
9	the City jail when you were working in 2016, what's	11:14:32
10	your estimate of how many were Caucasian?	11:14:40
11	MR. FLAUTT: Lacks foundation, calls for	11:14:44
12	speculation, not reasonably calculated to lead to the	11:14:45
13	discovery of admissible evidence. Please answer.	11:14:48
14	THE WITNESS: I'm not sure.	11:14:51
15	BY MR. FRANKLIN:	11:14:52
16	Q. Is it -- so, as you sit here today, you have	11:14:52
17	no way to give me an estimate of how many were	11:14:56
18	Caucasian?	11:14:59
19	A. No.	11:14:59
20	Q. That would be in the booking information?	11:15:01
21	A. Yes, sir.	11:15:04
22	Q. Is there one reason that stands out why	11:15:06
23	people were booked in the jail more than others, that	11:15:21
24	you can say most of them were outstanding for	11:15:26
25	immunity, as an example, you know; there was a	11:15:30

1	duties that you can think of besides process reports	11:23:23
2	and distributing them and releasing some reports?	11:23:26
3	A. Data entry.	11:23:30
4	Q. What type of data entry would you do?	11:23:33
5	A. Impounded vehicles.	11:23:37
6	Q. And when a vehicle is impounded, there's a	11:23:44
7	towing company that picks it up?	11:23:48
8	A. Yes.	11:23:50
9	Q. What towing company?	11:23:50
10	A. We contract through Van Lingen Tow, V-a-n,	11:23:52
11	L-i-n-g-e-n, Tow.	11:23:59
12	Q. And did you -- was there a Van Lingen that	11:24:01
13	used to work as a reserve officer for Palos Verdes	11:24:07
14	Estates?	11:24:11
15	A. Yes.	11:24:11
16	Q. What was his name?	11:24:11
17	A. I want to say Rob, but I'm not sure.	11:24:13
18	Q. How many days, in your estimation, how many	11:24:18
19	days did Mr. Lingen work?	11:24:23
20	MR. FLAUTT: Calls for speculation, lacks	11:24:26
21	foundation.	11:24:28
22	THE WITNESS: I don't know. I don't have the	11:24:28
23	reserve schedule.	11:24:30
24	BY MR. FRANKLIN:	11:24:32
25	Q. Okay. As an employee have you ever had to	11:24:33

1 is an impound and then a different type of tow? 11:27:33

2 A. I'm sure there are numerous ones. 11:27:36

3 Q. If the car is not evidence, does that vehicle 11:27:39

4 go somewhere else than Van Lingen or does it go to 11:27:42

5 the same spot? 11:27:47

6 A. Any vehicles that are towed goes to 11:27:47

7 Van Lingen. 11:27:50

8 Q. And that's city-wide? 11:27:50

9 A. Correct. 11:27:52

10 Q. What other type of data entry do you do as 11:27:53

11 part of the miscellaneous? 11:28:13

12 A. Restraining orders. 11:28:15

13 Q. I didn't hear that one. 11:28:16

14 A. Restraining orders. 11:28:17

15 Q. Restraining orders. 11:28:19

16 And is that a restraining order that you 11:28:21

17 receive from the court that's input into the system 11:28:24

18 or how does that work? 11:28:27

19 A. Yes. 11:28:28

20 Q. Are most of those -- are most of those 11:28:28

21 domestic violence related or what type of restraining 11:28:40

22 orders come in that you input? 11:28:44

23 A. There are numerous types. 11:28:47

24 Q. And if there's a restraining order received 11:28:48

25 that goes into the system so it might be available to 11:28:55

1	Q. So, to use your estimate, I'm going to	11:36:33
2	represent that those are two-foot tiles on the	11:36:36
3	ceiling; those are two-foot squares?	11:36:38
4	A. You're going to make me count the tiles, one,	11:36:41
5	two, three, four, five, six.	11:36:45
6	Q. How big is the lobby?	11:36:48
7	A. So, I guess that would be 12 feet, 12 square	11:36:49
8	feet.	11:36:51
9	Q. About a 12 square foot room then?	11:36:51
10	A. I'm not a contractor, but that's my estimate.	11:36:54
11	MR. FLAUTT: Lacks foundation, calls for	11:36:57
12	speculation, not reasonably calculated to lead to the	11:37:07
13	discovery of admissible evidence.	11:37:11
14	BY MR. FRANKLIN:	11:37:22
15	Q. Is there any furniture in that room?	11:37:22
16	A. There's one table and three or four chairs.	11:37:28
17	Q. And when you enter that room, do you enter	11:37:38
18	directly from the outside?	11:37:45
19	A. Yes.	11:37:46
20	Q. What's the address where you would go if	11:37:46
21	someone wanted to go to the lobby; what's the	11:37:51
22	address?	11:37:54
23	A. The station address is 340 Palos Verdes Drive	11:37:54
24	West, in Palos Verdes Estates, zip code 90274.	11:37:58
25	Q. And then once somebody walks in from the	11:38:06

1	it relates to surfing?	11:54:18
2	A. I don't understand the question.	11:54:20
3	Q. Have you ever heard of the term "localism"	11:54:22
4	with respect to the surfers in Lunada Bay?	11:54:26
5	A. I've heard the term "localism" before.	11:54:29
6	Q. Where did you hear the term "localism"?	11:54:32
7	A. The Chief said it.	11:54:34
8	Q. And did the Chief speak to the whole	11:54:36
9	department about localism or was there any	11:54:39
10	communication from the Chief to you and other members	11:54:42
11	of the Police Department related to localism?	11:54:45
12	MS. BACON: Compound.	11:54:48
13	THE WITNESS: An E-Mail was sent out.	11:54:49
14	BY MR. FRANKLIN:	11:54:52
15	Q. And that E-Mail was sent to everybody in the	11:54:53
16	department?	11:54:57
17	A. I believe so.	11:54:58
18	Q. What's your work E-Mail address?	11:54:59
19	A. cplacek@pvestates.org.	11:55:03
20	Q. Do you know when that E-Mail was sent?	11:55:11
21	A. My best estimate would probably be about two	11:55:15
22	to three years ago.	11:55:20
23	Q. And when was the last time you reviewed that	11:55:22
24	E-Mail?	11:55:25
25	A. I'm pretty sure the server automatically	11:55:27

1	deleted that.	11:55:34
2	Q. How do you know that?	11:55:34
3	A. The City enacted, I believe that it's a purge	11:55:35
4	after trying to get down to every 30 days.	11:55:38
5	Q. And have you ever had occasion to review the	11:55:51
6	City website to related to localism?	11:55:54
7	A. I've not seen it.	11:55:57
8	Q. What do you remember the Chief telling you in	11:55:58
9	an E-Mail about localism?	11:56:03
10	A. Encouraging the patrol officer to handout	11:56:04
11	fliers.	11:56:08
12	Q. Anything else?	11:56:12
13	A. I can't recall.	11:56:14
14	Q. Is that the first time you ever heard of the	11:56:17
15	word "localism" in Palos Verdes Estates?	11:56:21
16	A. Yes.	11:56:24
17	Q. How about the term "Bay Boys", when was the	11:56:24
18	first time you heard that phrase?	11:56:32
19	A. This is an estimate, I would probably say in	11:56:41
20	2011.	11:56:48
21	Q. And do you remember what the occasion was	11:56:51
22	that you heard it?	11:56:55
23	A. I do not.	11:56:56
24	Q. And what does that term mean to you?	11:56:57
25	A. The term "Bay Boys", what does that mean to	11:57:03

1	me; is that what you're asking?	11:57:06
2	MR. FRANKLIN: Yes.	11:57:08
3	MS. BACON: No foundation.	11:57:09
4	MR. DIEFFENBACH: Join, no foundation.	11:57:14
5	THE WITNESS: To me, it's a group of people	11:57:16
6	that surf at Lunada Bay.	11:57:18
7	BY MR. FRANKLIN:	11:57:23
8	Q. And was that something that you heard from	11:57:25
9	other officers, someone on the Police Department or	11:57:29
10	community members?	11:57:33
11	A. I don't remember.	11:57:33
12	Q. And have you heard that phrase used within	11:57:34
13	the department?	11:57:36
14	A. Yes.	11:57:37
15	Q. By whom?	11:57:38
16	A. The Chief.	11:57:40
17	Q. Anybody besides the Chief?	11:57:42
18	A. Miscellaneous administration people.	11:57:45
19	Q. And who might some of those be?	11:57:49
20	A. Possibly the patrol captain which would be	11:57:52
21	Captain Velez.	11:57:57
22	Q. Anybody else?	11:58:01
23	A. I'd also say possibly Captain Best as well	11:58:05
24	because he was the patrol captain then at that point.	11:58:16
25	Q. Anybody else?	11:58:19

1	I'm trying to understand what you meant by	12:05:54
2	the incident that had transpired?	12:05:56
3	A. The recording.	12:05:57
4	Q. And how did it document the recording?	12:06:02
5	MR. FLAUTT: Vague and ambiguous, calls for	12:06:05
6	speculation, lacks foundation, misstates prior	12:06:06
7	testimony.	12:06:10
8	THE WITNESS: It stated that, if I remember	12:06:11
9	correctly, that there was a recording that had been	12:06:16
10	published. And it was a written documentation	12:06:24
11	reminding me to be tactful when speaking to the	12:06:34
12	public.	12:06:39
13	BY MR. FRANKLIN:	12:06:43
14	Q. Was that something that went into a personnel	12:06:44
15	file; is that what the written documentation was for?	12:06:49
16	A. Yes.	12:06:53
17	Q. Did you think that you had done anything	12:06:53
18	wrong?	12:06:57
19	A. No. The statement was also taken out of	12:06:57
20	context.	12:07:04
21	Q. What statement is that?	12:07:05
22	A. The statement was recorded, the clip.	12:07:05
23	Q. What's the context that you would put it in?	12:07:09
24	A. My statement was geared towards the subject's	12:07:14
25	mindset. I can't change someone's mindset.	12:07:17

1	Q. What subjects were you talking about?	12:07:21
2	A. The subjects that frequent Lunada Bay and	12:07:23
3	surf there.	12:07:27
4	Q. Yeah.	12:07:28
5	A. When he was talking about people and asking	12:07:28
6	if it's okay that they say that they can't be here,	12:07:31
7	I'm stating that I can't change someone's mindset if	12:07:36
8	they want somebody else not to be there.	12:07:39
9	Q. Okay. Is there any greater context that	12:07:43
10	would be helpful to understand that video?	12:07:47
11	MR. FLAUTT: Vague and ambiguous as to	12:07:51
12	greater context.	12:07:53
13	THE WITNESS: I don't understand what you	12:07:53
14	mean.	12:07:55
15	BY MR. FRANKLIN:	12:07:56
16	Q. You said that the statement was taken out of	12:07:56
17	context. And I asked you to give me some context.	12:07:59
18	Is there anything that you can add to provide	12:08:01
19	context to that conversation?	12:08:04
20	A. The context to the statement of, that was	12:08:05
21	recorded and published was geared towards me saying	12:08:08
22	that I can't change someone's mindset.	12:08:14
23	MR. FLAUTT: Belated objection, vague and	12:08:17
24	ambiguous, compound, calls for speculation, calls for	12:08:20
25	someone else's state of mind.	12:08:22

1	A. I don't recall.	12:09:29
2	Q. And other than the Chief of Police, did any	12:09:30
3	other sworn officer speak to you about this?	12:09:39
4	A. No.	12:09:41
5	Q. Did any other employees at Palos Verdes	12:09:41
6	Estates speak to you about this?	12:09:46
7	A. No.	12:09:47
8	Q. Did any elected officials speak to you about	12:09:48
9	this?	12:09:51
10	A. No.	12:09:51
11	Q. I'm going to play a copy of this audio for	12:09:52
12	you. And I'll play it once -- actually, I'll play it	12:10:05
13	once so the videographer can capture it.	12:10:11
14	I just want you to listen to it once. And	12:10:17
15	then I'm going to flip it around so you can see it,	12:10:21
16	too.	12:10:25
17	So, the first time it's just to hear it and	12:10:25
18	so we can capture it. And then I'm going to flip it	12:10:29
19	around and then I'll ask you questions about it --	12:10:32
20	A. Okay.	12:10:38
21	Q. -- is that okay?	12:10:38
22	A. Yes.	12:10:39
23	MR. FRANKLIN: And so this is Plaintiffs'	12:10:40
24	Exhibit 002054.	12:10:50
25	MR. FLAUTT: I'm going to object on	12:10:51

1 foundation grounds. The video yesterday was unedited 12:10:53
2 and compromised and it's not. That's my objection, 12:10:58
3 foundation. 12:11:04
4 MS. BACON: Join. 12:11:05
5 MS. PROBST: Join. 12:11:06
6 MR. FLAUTT: Join. Also, calls for 12:11:08
7 speculation on her part. She may not know what the 12:11:10
8 document is or if it's authentic. And also she 12:11:12
9 doesn't have a basis to form this opinion. 12:11:16
10 MR. FRANKLIN: That's why I'm going to ask 12:11:18
11 her about it. 12:11:20
12 MR. WARD: Let's make sure what's happening 12:11:22
13 right now. You're just playing the video? 12:11:24
14 MR. FRANKLIN: Initially, I'll just play the 12:11:26
15 video so we can capture it and then I'll flip it 12:11:28
16 around. And then I'll ask her questions about the 12:11:31
17 video. 12:11:34
18 MR. WARD: So, the litany of objections that 12:11:36
19 we all heard are just to what, the video itself? 12:11:38
20 MR. FLAUTT: Yes. 12:11:45
21 MR. WARD: There we go, just to make sure 12:11:46
22 that we're clear here. 12:11:47
23 MS. PROBST: It's to 002054. 12:11:53
24 MR. DIEFFENBACH: Correct, and also to its 12:12:02
25 use. 12:12:04

1	BY MR. FRANKLIN:	12:12:11
2	Q. And have you not heard the video before?	12:12:11
3	A. If this is the same video that I think it is,	12:12:16
4	I've heard it once.	12:12:18
5	Q. One time, okay.	12:12:19
6	And did you hear it with the part down on the	12:12:21
7	beach, too, or just you?	12:12:23
8	A. I'm not sure which one you're talking about.	12:12:26
9	I'd have to hear it.	12:12:29
10	MR. FRANKLIN: Okay. We'll play it all the	12:12:31
11	way through, the whole Guardian video.	12:12:32
12	THE WITNESS: Okay.	12:12:36
13	THE VIDEOGRAPHER: Okay, standby, just a	12:12:43
14	moment.	12:12:45
15		12:13:04
16	(Discussion held off the record.)	12:13:04
17		12:14:35
18	BY MR. FRANKLIN:	12:14:35
19	Q. And in terms of the --	12:14:35
20	THE VIDEOGRAPHER: Just a minute; okay.	12:14:38
21	BY MR. FRANKLIN:	12:14:56
22	Q. And in terms of the female voice heard at the	12:14:57
23	end of that, is that your voice?	12:15:01
24	A. Yes.	12:15:03
25	Q. And does that refresh your memory in terms of	12:15:04

1 that entire video; had you heard the first part of 12:15:13

2 the video before? 12:15:16

3 MR. FLAUTT: Vague and ambiguous, assumes 12:15:17

4 facts not in evidence, lacks foundation, calls for 12:15:19

5 speculation. She doesn't even know that it's a 12:15:22

6 complete video. Please answer. 12:15:25

7 THE WITNESS: I'm not sure. I think it 12:15:26

8 sounds somewhat familiar. 12:15:29

9 BY MR. FRANKLIN: 12:15:30

10 Q. But you think that you might have just 12:15:31

11 listened to it one time before? 12:15:33

12 A. Possibly, yes. 12:15:34

13 Q. More than one time, do you know? 12:15:35

14 A. No. It wouldn't have been more than one 12:15:37

15 time. 12:15:39

16 Q. Okay. Did you have an occasion to listen to 12:15:39

17 it with Mr. Wellington Hengst? 12:15:43

18 A. No. 12:15:45

19 Q. How about did you have an occasion to listen 12:15:46

20 to it with the Chief of Police Jeff Kepley? 12:15:49

21 A. No. 12:15:52

22 Q. In terms of the phrase, we know all of them, 12:15:52

23 in terms of your understanding, do you know what you 12:16:06

24 meant by that? 12:16:08

25 A. What I meant is that we're a small community 12:16:10

1 and we know a lot of residents within the City. And 12:16:14

2 we know people that frequently surf the area. 12:16:19

3 Q. And were you referring to anybody in 12:16:27

4 particular when you said that? 12:16:29

5 A. Pertaining to what? 12:16:31

6 Q. We know all of them? 12:16:32

7 MS. BACON: Lacks foundation, calls for 12:16:36

8 speculation. 12:16:38

9 THE WITNESS: I'm confused. Are you asking 12:16:41

10 about the "we" or the "them" part? 12:16:42

11 BY MR. FRANKLIN: 12:16:44

12 Q. I guess it's both. 12:16:44

13 What were you referring to when you say "we"? 12:16:46

14 MR. FLAUTT: Vague and ambiguous, lacks 12:16:48

15 foundation, calls for speculation. Please answer. 12:16:50

16 THE WITNESS: Certain people in the 12:16:52

17 department are familiar with people that surf in that 12:16:54

18 area. 12:16:57

19 BY MR. FRANKLIN: 12:16:57

20 Q. Were you including yourself as part of that 12:16:57

21 "we"? 12:17:00

22 A. No. 12:17:01

23 Q. And so are you referring to the Police 12:17:02

24 Department? 12:17:05

25 A. Certain members of the Police Department. 12:17:05

1	some familiarity with people that surf Lunada Bay?	12:18:09
2	MR. FLAUTT: Objection, vague and ambiguous,	12:18:13
3	lacks foundation, calls for speculation, calls for	12:18:16
4	double hearsay.	12:18:19
5	THE WITNESS: I know that he knows a lot of	12:18:20
6	people around that area.	12:18:22
7	BY MR. FRANKLIN:	12:18:23
8	Q. And when it was "them", what were you	12:18:23
9	referring to when you said "them"; were those the	12:18:29
10	people that surf Lunada Bay?	12:18:32
11	A. Yes.	12:18:35
12	Q. And when you said they're infamous around	12:18:35
13	here, what did you mean with "they"; would it be the	12:18:42
14	surfers again around Lunada Bay?	12:18:45
15	A. Yes.	12:18:48
16	Q. And infamous, what did you mean my infamous?	12:18:48
17	A. A lot of people know that area as a surf	12:18:52
18	spot --	12:18:57
19	Q. Okay.	12:18:57
20	A. -- and that people surf there.	12:18:58
21	Q. Anything else?	12:19:00
22	A. No.	12:19:01
23	Q. And you used infamous as opposed to famous;	12:19:02
24	is there a reason that you used infamous?	12:19:06
25	A. Just poor word choice.	12:19:08

1	Q. Around here, what were you referring to, the	12:19:11
2	City of Palos Verdes Estates or the police	12:19:14
3	department?	12:19:17
4	A. The City of Palos Verdes Estates.	12:19:17
5	Q. So, you were saying that they are well-known	12:19:20
6	in the City of Palos Verdes Estates?	12:19:22
7	A. Yes.	12:19:25
8	Q. When you say, they're pretty much grown men,	12:19:25
9	what were you referring to when you said "they", what	12:19:28
10	was "they" in that context?	12:19:31
11	MS. BACON: Lacks foundation, calls for	12:19:33
12	speculation.	12:19:35
13	THE WITNESS: People that surf in that area.	12:19:36
14	BY MR. FRANKLIN:	12:19:40
15	Q. And then later you said in the next sentence,	12:19:40
16	they don't like anyone that's not one of the Bay Boys	12:19:44
17	surfing down there.	12:19:50
18	When you say that "they", does that refer to	12:19:51
19	the surfers from Lunada Bay?	12:19:55
20	A. Yes.	12:19:57
21	MS. BACON: Same objection.	12:19:59
22	BY MR. FRANKLIN:	12:20:00
23	Q. And not one of the Bay Boys, were you	12:20:00
24	referring to the Bay Boys being the surfers from	12:20:02
25	Lunada Bay?	12:20:05

1 A. The people that frequently surf in Lunada 12:20:05

2 Bay. 12:20:09

3 MR. FLAUTT: Belated objection, vague and 12:20:09

4 ambiguous, compound, lacks foundation. 12:20:10

5 MS. BACON: Join. 12:20:13

6 BY MR. FRANKLIN: 12:20:14

7 Q. When you said it's literally like a game with 12:20:14

8 kids on a school yard to them, is that "them" also 12:20:20

9 referring to the surfers that regularly surf Lunada 12:20:23

10 Bay? 12:20:27

11 A. Yes. 12:20:27

12 Q. And they don't want you playing on their 12:20:28

13 swing set, that "they" you were referring to the 12:20:32

14 surfers that regularly frequent Lunada Bay again? 12:20:34

15 A. Yes. 12:20:38

16 MS. BACON: Same objection. 12:20:39

17 BY MR. FRANKLIN: 12:20:40

18 Q. When you said, but you know it is what it is, 12:20:40

19 what did that phrase mean to you? 12:20:44

20 MR. FLAUTT: Vague and ambiguous, lacks 12:20:46

21 foundation, calls for speculation. 12:20:48

22 MS. BACON: Join. 12:20:50

23 THE WITNESS: As I said previously, it was 12:20:52

24 geared towards their mindset. Their mindset of them 12:20:54

25 not wanting to, you know, as I quoted there, their 12:20:58

1	mindset is what it is. I can't change someone's	12:21:01
2	mindset.	12:21:06
3	BY MR. FRANKLIN:	12:21:06
4	Q. So, you were referring to the surfers from	12:21:07
5	Lunada Bay or the man that came in; whose mindset	12:21:09
6	were you talking about?	12:21:13
7	MR. FLAUTT: Objection, compound, vague and	12:21:14
8	ambiguous.	12:21:16
9	THE WITNESS: The people that surf there.	12:21:17
10	BY MR. FRANKLIN:	12:21:20
11	Q. Okay. If you feel uncomfortable, were you	12:21:20
12	referring to the man that came in and was asking you	12:21:24
13	questions?	12:21:28
14	MR. FLAUTT: Vague and ambiguous, compound.	12:21:28
15	THE WITNESS: In this particular statement,	12:21:32
16	yes.	12:21:34
17	BY MR. FRANKLIN:	12:21:34
18	Q. And if you feel uncomfortable, what did you	12:21:34
19	mean by uncomfortable?	12:21:38
20	A. I don't know how to elaborate on feeling	12:21:39
21	uncomfortable, sir.	12:21:43
22	Q. Did you have the impression that the man was	12:21:45
23	afraid to go down there?	12:21:48
24	A. No.	12:21:49
25	Q. Why did you use the word "uncomfortable"?	12:21:50

1 MR. FLAUTT: Vague and ambiguous, calls for 12:21:55
2 speculation, lacks foundation. 12:21:56

3 THE WITNESS: It would be more geared to the 12:21:59
4 other question that I remember the subject asking if, 12:22:02
5 you know, is it okay for people to say that they're 12:22:05
6 not allowed to surf there or they're not welcome 12:22:08
7 there. 12:22:12

8 BY MR. FRANKLIN: 12:22:12

9 Q. And so when you said that, if someone is, one 12:22:12
10 of the local surfers down there said they weren't 12:22:18
11 welcome, is that what you're referring to 12:22:24
12 uncomfortable? 12:22:28

13 A. Yes. 12:22:30

14 MR. FLAUTT: Lacks foundation, calls for 12:22:30
15 speculation. 12:22:33

16 BY MR. FRANKLIN: 12:22:33

17 Q. When you said, you know then, don't do it 12:22:33
18 what were you referring to? 12:22:35

19 A. I don't encourage anyone to do something that 12:22:36
20 they feel uncomfortable in doing. That puts 12:22:41
21 liability on the City; however, what you did not see 12:22:45

22 in that recording, you can see that its clipped and 12:22:48
23 it's not a full recording because you didn't hear the 12:22:51
24 question that he asked me prior is I encouraged him 12:22:53
25 pretty much for the remainder of the nine minutes and 12:22:57

1	MR. FLAUTT: Vague and ambiguous, lacks	14:18:53
2	foundation.	14:18:55
3	BY MR. FRANKLIN:	14:18:55
4	Q. Have you ever had to direct someone to the	14:18:55
5	Homes Association or you don't do that, it's a	14:18:58
6	different number?	14:19:01
7	A. It's a different number. That number would	14:19:01
8	be provided to them.	14:19:04
9	Q. Do you have that number?	14:19:05
10	A. I believe I would provide that number to	14:19:06
11	City Hall and they can transfer internally.	14:19:09
12	Q. Is there a community watch program in	14:19:12
13	Palos Verdes Estates?	14:19:22
14	A. Are you referring to neighborhood watch?	14:19:24
15	Q. Yes.	14:19:27
16	A. Yes.	14:19:28
17	Q. And do you interact with anybody in the	14:19:28
18	neighborhood watch program?	14:19:31
19	A. Not unless they call to report something.	14:19:33
20	Q. And in terms of reports, is there a program	14:19:35
21	called next-door neighbor?	14:19:41
22	A. Are you talking about the website Next Door?	14:19:42
23	Q. Yes, Next Door?	14:19:49
24	A. I've heard of it.	14:19:50
25	Q. Is there an E-Mail that goes out to Next	14:19:51

1 Door? 14:19:54

2 A. I don't have access to Next Door. 14:19:54

3 Q. And in terms of neighborhood watch; is that 14:19:57

4 what you call it? 14:20:04

5 A. Yes. 14:20:06

6 Q. Are there statistics on crime reports that 14:20:06

7 are made available to neighborhood watch? 14:20:12

8 MR. FLAUTT: Lacks foundation, calls for 14:20:14

9 speculation. 14:20:16

10 THE WITNESS: I'm not sure. 14:20:16

11 BY MR. FRANKLIN: 14:20:25

12 Q. Do you work with the C.E.R.T. program at all? 14:20:25

13 A. I do not. 14:20:27

14 Q. C.E.R.T., County Emergency Response Team. 14:20:33

15 Have you heard any persons in your department 14:20:44

16 calling localism in Palos Verdes Estates a myth? 14:20:50

17 MR. FLAUTT: Vague and ambiguous, lacks 14:20:56

18 foundation, calls for speculation. 14:20:58

19 THE WITNESS: Yes. 14:20:59

20 BY MR. FRANKLIN: 14:21:00

21 Q. Who have you heard say that? 14:21:00

22 A. I don't remember the names. 14:21:02

23 Q. More than one person? 14:21:03

24 A. Possibly. 14:21:05

25 Q. Would they have been sworn personnel? 14:21:09

1	A. Yes.	14:21:13
2	Q. Would it have been Steve Barber?	14:21:14
3	A. I'm not sure. Again I don't know the name.	14:21:16
4	Q. Velez?	14:21:19
5	A. Again, sir, I don't know the name.	14:21:22
6	Q. Would it have been recently?	14:21:24
7	A. No.	14:21:26
8	Q. When would you have heard this?	14:21:26
9	A. Probably two years ago.	14:21:28
10	Q. Have you heard any elected officials call it	14:21:32
11	a myth?	14:21:36
12	A. No.	14:21:37
13	Q. What about the phrase urban legend, have you	14:21:37
14	heard that?	14:21:40
15	A. No.	14:21:41
16	Q. Do you know where you would have heard that	14:21:41
17	localism at Lunada Bay was a myth?	14:21:48
18	A. No.	14:21:51
19	Q. Would it have been during work time?	14:21:52
20	A. I would assume so. I don't hang out with	14:21:54
21	them on my off time.	14:21:57
22	Q. Do you think that's accurate?	14:21:58
23	A. I don't understand your question.	14:22:04
24	Q. That localism at Lunada Bay is a myth?	14:22:05
25	MR. FLAUTT: Vague and ambiguous, lacks	14:22:09


REPORTER'S CERTIFICATION OF CERTIFIED COPY

I, ANGELIQUE MELODY FERRIO, CSR No. 6979, a
Certified Shorthand Reporter in the State of California,
certify that the foregoing pages are a true and correct
copy of the original deposition of CATHERINE PLACEK,
taken on Friday, June 23, 2017.

I declare under penalty of perjury under the
laws of the State of California that the foregoing is
true and correct.

Dated this 23rd day of June, 2017.

(SIGNATURE WAIVED)


Angelique Melody Ferrio
CSR No. 6979